THE MYSORE FOREST LAWS (AMENDMENT) ACT, 1958.

ARRANGEMENT OF SECTIONS

Sections.

1. Short title.
2. Amendment of Central Act XVI of 1927 as in force in the Bombay Area.
3. Amendment of Central Act XVI of 1927 as in force in the Coorg District.
4. Amendment of Hyderabad Act II of 1366 F
5. Amendment of Madras Act V of 1882.
6. Amendment of Mysore Act XI of 1900.
7. Repeal of Mysore Ordinance 3 of 1958.

MYSORE ACT No. 10 OF 1958.

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[1][THE MYSORE FOREST LAWS (AMENDMENT) ACT, 1958.

(*Received the assent of the Governor on the Twenty-ninth day of March* 1958.)

AN ACT TO AMEND THE FOREST LAWS IN FORCE IN THE STATE OF MYSORE.

WHEREAS it is expedient to amend the Indian Forest Act, 1927— (Central Act XVI of 1927) as in force in the Bombay Area; the Indian Forest Act, 1927 (Central Act XVI of 1927) as in force in the Coorg District; the Hyderabad Forest Act, 1355 F. (Hyderabad Act II of 1355 Fasli) as in force in the Hyderabad Area; the Madras Forest Act, 1882 (Madras Act V of 1882) as in force in the Madras Area; and the Mysore Forest Act, 1900 (Mysore Act XI of 1900) as in force in hte Mysore Area;

BE it enacted by the Mysore State Legislature in the Ninth Year of the Repubic of India as follows:—

1. *Short title.*—This Act may be called the Mysore Forest Laws (Amendment) Act, 1958.

2. *Amendment of Central Act XVI of* 1927 *as in force in the Bombay Area.*—In the Indian Forest Act. 1927, as in force in the Bombay Area,—

(1) In section 52,

(*a*) in sub-section (1), for the word "carts" the word "vehicles" shall be substituted;

(*b*) after sub-section (1), the following sub section shall be inserted, namely:—

"(1A) Any Forest Officer or Police Officer may, if he has reason to believe that a vehicle has been or is being used for the transport of sandalwood in respect of which a forest offence has been committed, require the driver or other person in charge of such vehicle to stop the vehicle and cause it to remain stationery as long as

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[1] Repealed by the Mysore Forest Act, 1963 (5 of 1964) scheme into force on 1st June 1969.

(Notification No. S.O. 491, dated 1st March 1969.)

may reasonably be necessary to examine the contents in the vehicle and inspect all records relating to the goods carried, which are in the possession of such driver or other person in charge of the vehicle ".

(2) In section 53, for the word " carts ", the word " vehicles " shall be substituted.

(3) In sub-section (1) of section 55, for the word " carts " the word " vehicles " shall be substituted.

(4) After section 63, the following section shall be inserted, namely :—

"63A. *Penalty for offence in regard to sandalwood.*—In any case of a forest offence having reference to the cutting, uprooting or removal of, or damage to, a sandal tree or part of a sandal tree, belonging to Government, the offender shall be punished with rigorous imprisonment for a term which may extend to two years and with fine which may extend to two thousand rupees ".

3. *Amendment of Central Act XVI of* 1927 *as in force in the Coorg District*—In the Indian Forest Act 1927, as in force in the Coorg District,

(1) In section 52,

(*a*) in sub-section (1) for the word " carts ", the word " vehicles " shall be substituted;

(*b*) after sub-section (1), the following sub-section shall be inserted, namely :—

" (1A) Any Forest Officer or Police Officer may, if he has reason to believe that a vehicle has been or is being used for the transport of sandalwood in respcet of which a forest-offence has been committed require the driver or other person in charge of such vehicle to stop the vehicle and cause it to remain stationery as long as may reasonably be necessary to examine the contents in the vehicle and inspect all records relating to the goods carried, which are in the possession of such driver or other person in charge of the vehicle ".

(2) In section 53, for the word " carts ", the word " vehicles" shall be substituted.

(3) In sub-section (1) of section 55, for the word " cart ", the word " vehicles " shall be substituted.

(4) After section 63, the following section shall be inserted, namely :—

63A. *Penalty for offence in reagrd to sandalwood.*—In any case of a forest-offence having reference to the cutting, uprooting or removal of, or damage to, a sandal tree or part of a sandal tree belonging to Government, the offender shall be punished with rigorous imprisonment for a term which may extend to two years and with fine which may extend to two thousand rupees ".

4. *Amendment of Hyderabad Act II of* 1355 *F.*—In the Hyderabad Forest Act, 1355 F, as in force in the Hyderabad Area,—

(1) In section 55,

(*a*) in sub-section (1), for the words " motor cars, lorries, carts " the word " vehicles " shall be substituted ;

(*b*) after sub-section (1), the following sub-section shall be inserted, namely :—

" (1A) Any Forest Officer or Police Officer may, if he has reason to believe that a vehicle has been or is being used for the transport of sandalwood in respect of which a forest-offence has been committed, require the driver or other person in charge of such vehicle to stop the vehicle and cause it to remain stationery as long as may reasonably be necessary to examine the contents in the vehicle and inspect all records relating to the goods carried which are in the possession of such driver or other person in charge of the vehicle."

(2) In section 58, for the word " carts ", the word " vehicles " shall be substituted.

(3) After section 66, the following section shall be inserted, namely :—

"66A. *Penalty for offence in regard to sandalwood.*—In any case of a forest-offence having reference to the cutting, uprooting or removal of or damage to a sandal tree or part of a sandal tree, belonging to Government, the offender shall be punished with rigorous imprisonment for a term which may extend to two years and with fine which may extend to two thousand rupees ".

5. *Amendment of Madras Act V of* 1882.—In the Madras Forest Act, 1882, as in force in the Madras Area ;

(1) Section 41 shall be renumbered as sub-section (1) of that section and after the section as so renumbered, the following sub-section shall be inserted, namely :—

" (2) Any Forest Officer or Police Officer may, if he has reason to believe that a vehicle has been or is being used for the transport of sandalwood in respect of which a forest offence has been committed, require the driver or other person in charge of such vehicle to stop the vehicle and cause it to remain stationery as long as may reasonably be necesasry to examine th econtents in the vehicle and inspect all records relating to the goods carried, which are in the possession of such driver or other person in charge of the vehicle ".

(2) After section 50, the following section shall be inserted, namely :—

" 50A. *Penalty for offence in regard to sandalwood.*—In any case of a forest-offence having reference to the cutting, oprooting or removal of, or damage to, a sandal tree or part of a sandal tree belonging to Government, the offender shall be punished with rigorous imprisonment for a term which may extend to two years and with fine which may extend to two thousand rupees."

6. *Amendment of Mysore Act XI of* 1900.—In the Mysore Forest Act, 1900, as in force in the Mysore Area—

(1) In section 45,

(*a*) in sub-section (1), for the word " carts ", the word " vehicles " shall be substituted ;

(*b*) after sub-section (1), the following sub-section shall be inserted, namely :—

" (1A) Any Forest Officer or Police Officer may, if he has reason to believe that a vehicle has been or is being used for the transport of sandalwood in respect of which a forest-offence has been committed, require the driver or other person in charge of such vehcile to stop the vehicle and cause it to remain stationary as long as may reasonably be necessary to examine the contents in the vehicle and inspect all records relating to the goods carried, which are in the possession of such driver or other person in charge of the vehicle ".

(2) In section 47, for the word " carts ", the word " vehicles " shall be substituted.

(3) In section 74 for the words " the maximum penalty to which the offender is liable under any other section of this Act shall be doubled " the words " the offender shall be punished with rigorous imprisonment for a term which may extend to two years and with fine which may extend to two thousand rupees ' shall be substituted.

7. *Repeal of Mysore Ordinance 3 of* 1958.—The Mysore Forest Laws (Amendment) Ordinance, 1958 (Mysore Ordinance 3 of 1958) is hereby repealed.